

By: Bell

H.B. No. 673

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the amount of certain controlled substances in the body
3 constituting intoxication for purposes of certain intoxication
4 offenses.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 49.01(2), Penal Code, is amended to read
7 as follows:

8 (2) "Intoxicated" means:

9 (A) not having the normal use of mental or
10 physical faculties by reason of the introduction of alcohol, a
11 controlled substance, a drug, a dangerous drug, a combination of
12 two or more of those substances, or any other substance into the
13 body; ~~or~~

14 (B) having an alcohol concentration of 0.08 or
15 more; or

16 (C) having present in the body any detectable
17 amount of a controlled substance or a metabolite of a controlled
18 substance listed in:

19 (i) Penalty Group 1 under Section 481.102,
20 Health and Safety Code;

21 (ii) Penalty Group 1-A under Section
22 481.1021, Health and Safety Code; or

23 (iii) Penalty Group 2 under Section
24 481.103, Health and Safety Code.

1 SECTION 2. The change in law made by this Act applies only
2 to an offense committed on or after the effective date of this Act.
3 An offense committed before the effective date of this Act is
4 governed by the law in effect on the date the offense was committed,
5 and the former law is continued in effect for that purpose. For
6 purposes of this section, an offense was committed before the
7 effective date of this Act if any element of the offense occurred
8 before that date.

9 SECTION 3. This Act takes effect September 1, 2015.